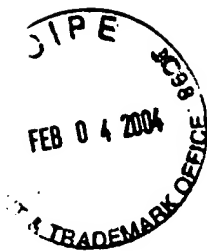


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**RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE REQUESTED
EXAMINING GROUP 1733**

PATENT
Customer Number 22,852
Attorney Docket No. 7040.0041.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Renato CARETTA)
Application Serial No. 09/364,099) Group Art Unit: 1733
Filed: July 30, 1999) Examiner: Knable, G.
For: CARCASS STRUCTURE FOR)
TYRES AND TYRE HAVING)
THE CARCASS STRUCTURE)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Assignee, PIRELLI PNEUMATICI S.p.A., duly organized under the laws of the country of Italy and having its principal place of business at Milan, Italy, represents that it is the assignee of the entire right, title, and interest in and to the above-identified application, U.S. patent application Serial No. 09/364,099, filed July 30, 1999, for METHOD OF MANUFACTURING A CARCASS STRUCTURE FOR TYRES, IN PARTICULAR FOR TWO-WHEELED VEHICLES, AND CARCASS STRUCTURE OBTAINABLE THEREBY in the name of Renato CARETTA, as indicated by an assignment duly recorded in the U.S. Patent and Trademark Office ("USPTO") at Reel 010159, Frame 0436, on July 30, 1999. Assignee, PIRELLI PNEUMATICI S.p.A., further represents that it is the assignee of the entire right, title, and

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interest in and to U.S. Patent No. 6,457,504, issued October 1, 2002, for CARCASS STRUCTURE FOR VEHICLE TIRES in the name of Renato CARETTA, as indicated by an assignment duly recorded in the USPTO at Reel 010142, Frame 0216 on July 30, 1999.

To obviate a double-patenting rejection, Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on U.S. patent application Serial No. 09/364,099 which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,457,504. Assignee hereby agrees that any patent so granted on U.S. patent application Serial No. 09/364,099 shall be enforceable only for and during such period that it and U.S. Patent No. 6,457,504 are commonly owned. This agreement runs with any patent granted on U.S. patent application Serial No. 09/364,099 and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on U.S. patent application Serial No. 09/364,099 that would extend to the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent No. 6,457,504, as presently shortened by any terminal disclaimer, in the event that U.S. Patent No. 6,457,504 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), the required fee of \$110.00 is being filed with this Terminal Disclaimer.

If a check for the required fee is not filed concurrently herewith or if there are any additional fees due in connection with the filing of this Terminal Disclaimer, please charge the fees to our Deposit Account No. 06-0916. If a fee required for an extension of time under 37 C.F.R. § 1.136 is not accounted for above, such an extension is requested and that fee also should be charged to Deposit Account No. 06-0916.

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 4, 2004

By: 

Bruce C. Zotter
Reg. No. 27,680